

# UNITED STATES DISTRICT COURT

for the

Southern District of Georgia

2008 MAY 29 AM 10:17

United States of America

v.

Rafael Dewitt Bowens

Date of Previous Judgment: January 13, 1999

(Use Date of Last Amended Judgment if Applicable)

)

)

)

)

)

)

Case No: CR498-00106-001

USM No: 09887-021

William O. Cox

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 162 months is reduced to 135 months.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 31

Amended Offense Level: 29

Criminal History Category: III

Criminal History Category: III

Previous Guideline Range: 135 to 168 months

Amended Guideline Range: 108 to 135 months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

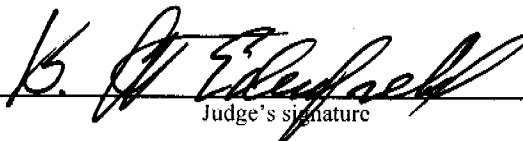
☐ Other (explain):

### III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated January 13, 1999, shall remain in effect.

**IT IS SO ORDERED.**

Order Date: May 29, 2008

  
Judge's signature

B. Avant Edenfield  
United States District Judge  
For the Southern District of Georgia

Effective Date: \_\_\_\_\_  
(if different from order date)

Printed name and title